

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

BRYANT DUANE GRIFFIN

CRIMINAL COMPLAINT

Case Number: MJ 12-185 (JJG)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about March 25, 2012, in Hennepin County, in the State and District of Minnesota, defendant, Bryant Duane Griffin, after having previously been convicted of at least one crime punishable by imprisonment for a term exceeding one year, including but not limited to a 2008 felony conviction for the second degree sale of a controlled substance in Sterns County, Minnesota, did thereafter knowingly possess, in and affecting interstate commerce, a firearm, namely, a Beretta, model 3032 Tomcat, .32 caliber pistol, with serial number DAA173976, all in violation of Title 18, United States Code, Section 922(g)(1).

I further state that I am a Special Agent of the Bureau of Alcohol, Tobacco and Firearms, and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

4/18/12

Date

The Honorable Jeanne J. Graham
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

at

St. Paul, MN

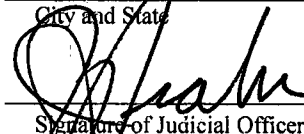
City and State



Signature of Complainant

Liane Sellner

Special Agent, ATF



Signature of Judicial Officer

SCANNED

APR 20 2012

U.S. DISTRICT COURT ST. PAUL

MJ 12-185 (JJG)

STATE OF MINNESOTA)

) ss.

AFFIDAVIT OF LIANE SELLNER

COUNTY OF RAMSEY)

I, Liane Sellner, having been duly sworn, hereby depose and say:

1. I have been employed as a Special Agent (SA) with the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") for eight years, and am assigned to the St. Paul IV Field Office in St. Paul, Minnesota. ATF Special Agents are authorized to investigate violations of firearms laws and related crimes.
2. This affidavit is submitted for the limited purpose of establishing probable cause in support of issuing an arrest warrant for BRYANT DUANE GRIFFIN for possession of a firearm by a convicted felon in violation of Title 18, United States Code, Section 922(g). This affidavit is based on my personal knowledge, as well as information I have learned from other law enforcement officers and the review of reports, written materials, and audio and video recordings. This affidavit does not include all of the details I have learned during this investigation, it merely includes information believed to be sufficient to establish probable cause.
3. On or about March 25, 2012, at approximately 1:00 a.m., the Brooklyn Park Police Department received a 911 emergency call indicating that there was a man in possession of a gun on a Metro Transit Bus Route No. 724. The caller described the man with the gun as wearing a blue jacket with white stripes on the sleeve. Officers from the Brooklyn Park Police Department located the bus near the intersection of

Brooklyn Boulevard and Brunswick Avenue in Brooklyn Park, Minnesota.

4. Officers encountered passengers exiting the bus who confirmed that there was a man at the back of the bus wearing a blue jacket with a gun and indicated that the man was acting strangely. Officers boarded the bus and saw the man in the back of the bus wearing a blue jacket with white stripes on the sleeves. Officers ordered the two remaining passengers to show the officers their hands. The man with the blue jacket refused to show the officers his hands and made furtive gestures, including reaching under his seat.

5. Officers located a firearm, specifically a Beretta, model 3032 Tomcat, .32 caliber pistol, with serial number a Beretta, model 3032 Tomcat, .32 caliber pistol, with serial number DAA173976, in the vicinity of where the man made furtive gestures. The man with the blue jacket was identified as the Defendant, BRYANT DUANE GRIFFIN, and arrested.

6. Officers reviewed the video and audio recordings of the events that occurred on Metro Bus Route No. 724 on March 25, 2012. The video recording shows Griffin in possession of the gun.

7. Based on my criminal history search, GRIFFIN has previously been convicted of at least five prior felonies, including a 1999 conviction for fifth degree possession of a controlled substance, a 2001 conviction for attempted terroristic threats, a 2008 conviction for a third degree sale of a controlled substance, and two 2008 convictions for

second degree sales of a controlled substances.

10. Based on my experience and research material, I concluded that the pistol recovered by Brooklyn Park Police, described as a Beretta, model 3032 Tomcat, .32 caliber pistol with serial number DAA173976, which was recovered from the bus, traveled in interstate commerce prior to March 25, 2012, because it was manufactured by Beretta USA in Accokeek, Maryland. I also concluded that the pistol is a firearm as defined in Title 18, United States Code, Section 921(a)(3).

11. Based on the foregoing, I believe there is probable cause that on or about March 25, 2012, Bryant Duane Griffin violated Title 18, United States Code, Section 922(g) by being a felon in possession of a firearm.

Further your Affiant sayeth not.



Liane Sellner
Special Agent, ATF

SUBSCRIBED and SWORN to before me
this 18th day of April, 2012.



The Honorable Jeanne Graham
Magistrate Judge, District Court